

**UNITED STATES BANKRUPTCY COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

**In re:**

**TREND SOUND PROMOTER AMG CORP.,**  
**Debtors.**

**CHAPTER 7  
BANKRUPTCY NO. 14-13193**

**ADVERSARY NO. 14-01248**

**BANKRUPTCY ESTATE OF TREND SOUND  
PROMOTER AMG CORP, by and through  
Nancy James, Bankruptcy Trustee,**  
**Plaintiff,**

**ANSWER AND AFFIRMATIVE  
DEFENSES TO PLAINTIFF'S FIRST  
AMENDED COMPLAINT**

**vs.**

**VOLODIMYR PIGIDA and JANE DOE PIGIDA,**  
**husband and wife and the marital community**  
**comprised thereof, individually and as trustee of**  
**Villa Property Company Trust; and MARINA**  
**BONDARENKO and JOHN DOE**  
**BONDARENKO, wife and husband, and the**  
**marital community comprised thereof,**  
**individually and as trustee of the Lakeshore**  
**Enterprises Trust; and SOUND T STUDIOS, LLC,**  
**a Washington Limited Liability Company,**  
**Defendants.**

**ANSWER**

COME NOW Defendants, by and through the undersigned counsel, and present the following Answer to Plaintiff's Complaint. Each and every averment not specifically admitted, expressly including but in no way limited to headings, is denied.

1.1 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 1, Defendants ADMIT the same.

1.2 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 2, Defendants ADMIT the same.

1.3 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 3, Defendants DENY the same.

1.4 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 4, Defendants ADMIT the same.

1.5 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 5, Defendants DENY the same.

1.6 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 6, Defendants ADMIT the same.

1.7 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 6a, Defendants ADMIT the same.

1.8 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 7, Defendants ADMIT the same.

1.9 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 8, Defendants ADMIT the same.

1           1.10    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph 9,  
2 Defendants ADMIT the same.

3           1.11    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
4 10, Defendants ADMIT the same.

5           1.12    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
6 11, Defendants DENY the same.

7           1.13    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
8 12, Defendants ADMIT that the subject property was purchased but DENY all allegations not  
9 specifically admitted and any inferences derived therefrom.  
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11          1.14    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
12 13, Defendants DENY the same.

13          1.15    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
14 14, Defendants DENY the same.

15          1.16    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
16 15, Defendants DENY the same.

17          1.17    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
18 16, Defendants DENY the same.

19          1.18    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
20 17, Defendants DENY the same.

21          1.19    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
22 18, Defendants DENY the same.

23          1.20    Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
24 19, Defendants DENY the same.  
25

1 1.21 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
2 20, Defendants DENY the same.

3 1.22 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
4 21, Defendants DENY the same.

5 1.23 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
6 22, Defendants ADMIT the same.

7 1.24 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
8 23, Defendants DENY the same.

9 1.25 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
10 24, Defendants DENY the same.

11 1.26 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
12 25, Defendants DENY the same.

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14 **DAMAGE PRAYER**

15 1.27 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
16 25(a), Defendants DENY the same.

17 1.28 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
18 25(b), Defendants DENY the same.

19 1.29 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
20 25(c), Defendants DENY the same.

21 1.30 Responding to the allegations set forth in Plaintiff's Amended Complaint, Paragraph  
22 25(d), Defendants DENY the same.

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24 **AFFIRMATIVE DEFENSES**

25 FURTHER, and by way of AFFIRMATIVE DEFENSE, Defendants respond as follows:

- 1 a. The Trustee has failed to state a claim on which relief can be granted;
- 2 b. If Defendants are determined to be purchasers, then Defendants are Bona Fide
- 3 Purchasers/Good Faith Transferees;
- 4 c. The Debtor was no insolvent at the time of the transfer;
- 5 d. The transfer was made for the reasonably equivalent value;
- 6 e. Defendants invoke the defenses of 11 U.S. § 548(c);
- 7 f. Defendants invoke the defenses of 11 U.S. § 548(b);
- 8 g. Defendants invoke the defenses of RCW § 19.40.081(a);
- 9 h. Defendants invoke the defenses of RCW § 19.40.081(d); and
- 10 i. The above defenses and affirmative defenses are based on the facts and information
- 11 currently known to Defendants. Defendants reserve the right to amend or add defenses or affirmative
- 12 defenses based on facts later discovered, pled, or offered.

13 **PRAYER FOR RELIEF**

14 WHEREFORE, Defendants request that Trustee's Amended Complaint be dismissed with

15 prejudice, that Trustee recovers nothing thereby, that Defendants be awarded their costs and attorneys'

16 fees incurred in defending against this action, that the Court give leave to amend this Answer to

17 conform to proof later discovered, pled or offered, and that the Court order such other and further

18 relief as the Court may deem just and equitable.

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Respectfully submitted this 4<sup>th</sup> day of February 2015.

MDK Law  
*Attorneys for Defendants*

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*/s/ James P. Ware*  
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